(1) C.D. 1001 (4)

SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W.P.No. 3537 /2006

PETITIONER

Vishnudev Thakur S/o Shri Jhaduram Thakur, Aged about 46 yrs., R/o G-22, New Civil Lines, Rajnandgaon (C.G.) presently posted as Assistant Veterinary Field Officer, Rajnandgaon, District Rajnandgaon (C.G.)

P.R. No. 3599/06
Presented by adv. S.C. Verma
dated 14/12/06

VERSUS

RESPONDENTS

1) State of Chhattisgarh ,Through The Secretary, Agriculture (Veterinary) Department, DKS Bhavan, Mantralaya Raipur (C.G.)

2) The Director, Veterinary Services, Directorate, Near Ghadi Chowk, Raipur (C.G.)

3) The Deputy Director, Veterinary Services, Near Digvijay Stedium, Rajnandgaon (C.G.)

RECEIVED-COPY
14/12/06
CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPIRATE WRIT/WRITS, DIRECTION/DIRECTIONS AND ORDER/ORDSERS ECT.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

44

मामला क्रमांक · WP No. 353 ~~सन्~~ 06 **200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19.7.2006:- Shri S. C. Verma, counsel for the petitioner. Miss Dipali Pandey, Panel Lawyer for the State/respondents, on advance copy. Heard both the counsel. By the instant petition, the petitioner has challenged his transfer order dated 7-7-2006 whereby he has been transferred from Rajnandgaon to Kuwankoda, District Dantewada. The petitioner is working as Assistant Veterinary Field Officer at Rajnandgaon. It has been mentioned that the petitioner is the victim of Naxalites and he has lost his brother in Naxalites attack on 6-7-2004 as the Naxalites murdered his brother namely Kanhaiya considering him as Police informer. The Naxalites have distributed pamphlets Annexure-P/3 in which the petitioner has been shown to be in the hit list of the Naxalites. The petitioner moved an application before the Chief Secretary saying that his family is the target of the Naxalites and if he is transferred to the Naxalites affected area of Dantewada, then certainly he may be killed. Even the District Magistrate has also forwarded the letter of the petitioner for consideration to the Chief Secretary. Learned counsel for the petitioner submitted that even the Deputy Director, Animal Husbandry has written to the Chief Secretary for cancellation of transfer of the petitioner in the Naxalites affected area as the petitioner's family is the victim of the Naxalites. Learned counsel for the petitioner submitted that in the circumstances, the petitioner may be allowed to make a representation to respondent No.1 and he be directed to decide the same to which learned counsel for respondents has no objection.	

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

45

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on the merits of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to respondent No.1 raising all his grievances within a period of 10 days from today and in turn, respondent No.1 shall decide the representation of the petitioner within a period of 30 days from the date of receipt of the representation, in an objective manner, after considering all the points raised by the petitioner and pass appropriate order, in accordance with law. However, looking to the facts and circumstances of the case, it is directed that the effect and operation of the impugned order in respect of the petitioner shall remain stayed, till the decision of the representation of the petitioner. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.2729/2006 also stands disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C. Bhadoo** **Judge**	

Barve

P.T.O.